

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

CRM-M-29382 of 2016(O&M)

Date of decision : 16.08.2017

Kanta

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Gautam Dutt, Advocate
for the petitioner.

Mr.Sanjay K.Saini, AAG, Haryana.

None for respondent no.2.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No. 82, dated 17.05.2016, under Sections 498-A, 406, 506, 376, 354, 34 IPC, Police Station Women Cell Sector 51, Gurgaon.

It is submitted that the petitioner has been falsely implicated in this case being mother-in-law of the complainant. General and vague allegations have been levelled against the petitioner. The complainant's husband i.e. petitioner's son has been enlarged on bail. Moreover, the petitioner has joined investigation in pursuant to interim order dated 24.08.2016 passed by this Court. Therefore, this petition be allowed.

Learned counsel for the State on instructions from SI Kanta Devi, Police Station Women Cell, Gurgaon submits that the petitioner has joined the investigation in pursuance of the order dated 24.08.2016. However, it is submitted that certain jewelery articles are yet to be recovered.

Learned counsel for the petitioner relying upon **Pritpal Singh Vs. State of Punjab and another, 2014 (5) R.C.R (Criminal) 771** submits that anticipatory bail cannot be denied to an accused merely on the allegation that certain recoveries are to be effected.

It is verified by learned State counsel that the petitioner is not involved in any other criminal case. The co-accused are on bail in this case. There are no allegations on behalf of the State that the petitioner is likely to abscond or that she is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 24.08.2016 is made absolute.

Petition stands disposed of accordingly.

16.08.2017

s.khan

**(LISA GILL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable: Yes/No